

3632
MAIL STOP NON FEE AMENDMENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Isreal Hicks

Attorney Docket No. HICKS-1-1002

Serial No.: 10/081,928

Group Art Unit: 3632

Filing Date: February 20, 2002

Examiner: Chan, Ko Hung

Title: HOIST TIRE HANGER

AMENDMENT TRANSMITTAL LETTER

TO THE COMMISSIONER FOR PATENTS:

A. Amendment Transmittal

Transmitted with this letter is

- (1) a Copy of the Notice of Non-Compliant Amendment
- (2) a Response to a Notice of Non-Compliant Amendment
(37 C.F.R. § 1.121)
- (3) a return receipt postcard.

Direct all communications to:

Mark D. Byrne
BLACK LOWE & GRAHAM^{PLLC}
701 Fifth Avenue, Suite 4800
Seattle, WA 98104
Phone: 206.381.3300
Fax: 206.381.3301
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Respectfully submitted,

BLACK LOWE & GRAHAM^{PLLC}

Mark D. Byrne
Registration No. 50125
Direct Dial: 206.957.2481

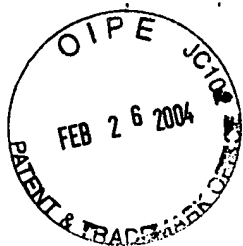
25315
CUSTOMER NUMBER

- 1 -

HICK-1-1002TL4

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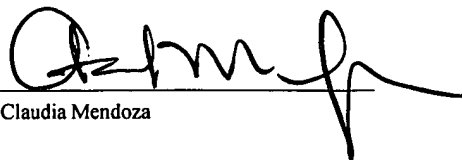


MAIL CERTIFICATE

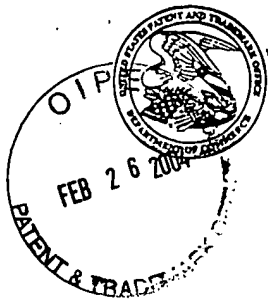
I hereby certify that this communication is being deposited with the United States Postal Service via first class mail under 37 C.F.R. § 1.08 on the date indicated below addressed to: **MAIL STOP NON FEE AMENDMENTS**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

2/23/04

Date of Deposit



Claudia Mendoza



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1480
ALEXANDRIA, VA 22313-1480

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 1/20/04 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following item(s) is required. **Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.** 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☒ B. The listing of claims does not include the text of all claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeltyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and **this ONE MONTH time limit is not extendable.**

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. **The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.**

Margaret Byars
Legal Instruments Examiner (LIE)

(703) 308-1252
Telephone No.



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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

TO THE COMMISSIONER OF PATENTS:

The following Amendment to the Claims addresses the Notice of Non-Compliant Amendment mailed February 13, 2004.


25315

CUSTOMER NUMBER

-1-

HICK-1-1002RNC

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